



NO. VLC-S-H-121044  
VANCOUVER REGISTRY

**IN THE SUPREME COURT OF BRITISH COLUMBIA**

**BETWEEN:**

## HOME TRUST COMPANY

**PETITIONER**

**AND:**

STEWART EDWARD IRVINE,  
CARMEL YOKO RICHTER,  
SHERWIN JACK-YEN HO,  
OLYMPIA TRUST COMPANY, IN TRUST  
JANE DOE and JOHN DOE (TENANT)

## RESPONDENTS

**ORDER MADE AFTER APPLICATION (PAYMENT OUT OF COURT)**

BEFORE MASTER ) MONDAY, THE 17<sup>th</sup> DAY  
MacNaughton )  
 ) OF MARCH, 2014

ON THE APPLICATION of the Respondents, Carmel Yoko Richter and Sherwin Jack-Yen Ho, coming on for hearing this date at Vancouver, British Columbia, AND ON HEARING Jack Micner, Counsel for the said Respondents/Applicants and

no one else appearing on behalf of the Petitioner and other Respondents, although duly served; AND ON READING the pleadings and proceedings filed herein:

**THIS COURT ORDERS THAT:**

- (1) the funds paid into Court by the Petitioner, in the amount of \$111,516.51, on 20<sup>th</sup> February, 2014, being excess funds from the sale of the subject property, be forthwith paid out of Court to Counsel (Spry Hawkins Micner, in Trust) for the Respondents/Applicants, Carmel Yoko Richter and Sherwin Jack-Yen Ho, without further Order;

- (2) the said Respondents, Carmel Yoko Richter and Sherwin Jack-Yen Ho, shall receive their costs of this application at Scale A;
- (3) The parties hereto be at liberty to apply for such further and other direction as may be necessary to carry out the full purport and effect of this Order.
- (4) the requirement for the signature(s) of approving this Order as to form, be and hereby is dispensed with.

BY THE COURT

*Hmacaung*  
REGISTRAR

THE FOLLOWING PARTIES APPROVE THE FORM OF THIS ORDR AND CONSENT TO EACH OF THE ORDERS, IF ANY, THAT ARE INDICATED ABOVE AS BEING BY CONSENT:

*[Signature]*  
Counsel for the Respondents/Applicants Richter/Ho  
Jack Micner

Signature of \_\_\_\_\_

*✓*  
*Form*